

REMARKS/ARGUMENTS

Claims 1-28 were pending in this application. Claims 1 and 15 have been amended. Claims 10-13 and 24-27 have been canceled. No claims have been added or canceled. Hence, claims 1-9, 14-23, and 28 remain pending. Reconsideration of the subject application as amended is respectfully requested.

Claims 1-3, 7-17 and 21-28 stand rejected under 35 U.S.C. § 102(e) as being anticipated by the cited portions of U.S. Patent No. 6,760,731 to Huff, *et al.* (hereinafter “Huff”).

Claims 4-6 and 18-20 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Huff, in view of the cited portions of U.S. Patent No. 6,389,429 to Kane, *et al.* (hereinafter “Kane”).

Claims 1 and 15 have been amended to more particularly point out and distinctly claim the Applicant’s claimed invention, the support for which may be found at, for example, Figure 2B. No new matter has been added.

Claim Rejections Under 35 U.S.C. § 102(e)

Without acquiescing to the propriety of the rejections of claims 1 and 15, the Applicants have amended claims 1 and 15 to conclusively avoid the teachings of the cited references. Specifically, for example, claim 1, as amended, recites a method of consolidating genealogy records. The method includes identifying same person records, which includes:

- calculating a factor that represents the likelihood that two records represent the same individual;
- comparing the factor to a predetermined threshold;
- based on the comparison, provisionally determining whether the records represent the same individual;
- for each pair of records provisionally determined to represent the same individual:
 - calculating a factor that represents the likelihood that respective mother records for the pair of records represent the same mother;
 - calculating a factor that represents the likelihood that respective father records for the pair of records represent the same father;
 - using the factor that represents the likelihood that the two records represent the same individual, the factor that represents the likelihood that respective mother records for the pair of records represent the same mother, and the factor that represents the likelihood that respective father records for the pair of records represent

the same father, calculating a revised factor representing the likelihood that the pair of records represent the same individual;

comparing the revised factor to a predetermined threshold; and
based on the comparison, determining that the two records represent the same individual;

This method of identifying same person records is not taught or suggested by the cited references. Hence, claim 1 is believed to be allowable, at least for the reasons stated above. Claims 2-9 and 14 depend from claim 1 and are believed to be allowable at least for the reasons stated above with respect to claim 1.

Claim 15 includes limitations similar to those discussed above with respect to claim 1 and is believed to be allowable for similar reasons. Claims 16-23 and 28 depend from claim 15 and are believed to be allowable, at least for the reasons stated above.

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 303-571-4000.

Respectfully submitted,

Dated: October 24, 2006

/Irvin E. Branch/

Irvin E. Branch
Reg. No. 42,358

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 303-571-4000
Fax: 415-576-0300
IEB:arl
60851869 v1